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**To:** Art Unit 1639  
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**Total Pages**  
**Including Cover:** 4

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**From:** Matias Ferrario  
CASTELLANO MALM FERRARIO & BUCK PLLC  
**Sender's Phone:** (202) 478-5300  
**Date:** October 1, 2004  
**Client Number:** 0709.026.0002

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**Comments:**

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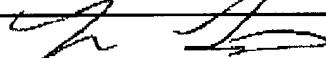
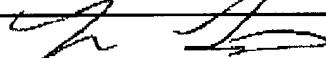
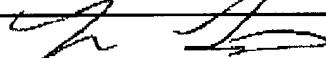
**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/756,590
Filing Date	January 8, 2001
First Named Inventor	Stewart Jurgensen
Art Unit	1639
Examiner Name	
Attorney Docket Number	0709.026.0002

3

ENCLOSURES (Check all that apply)																		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____  <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):																
Remarks		Power of Attorney and Correspondence Address Indication Form (1 page) Statement under 37 CFR 3.73(b) (1 page)																
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b> <table border="1"> <tr> <td>Firm Name</td> <td colspan="3">Castellano Malm Ferrario &amp; Buck PLLC</td> </tr> <tr> <td>Signature</td> <td colspan="3"></td> </tr> <tr> <td>Printed name</td> <td colspan="3">Matias Ferrario</td> </tr> <tr> <td>Date</td> <td>October 1, 2004</td> <td>Reg. No.</td> <td>51,082</td> </tr> </table>			Firm Name	Castellano Malm Ferrario & Buck PLLC			Signature				Printed name	Matias Ferrario			Date	October 1, 2004	Reg. No.	51,082
Firm Name	Castellano Malm Ferrario & Buck PLLC																	
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Printed name	Matias Ferrario																	
Date	October 1, 2004	Reg. No.	51,082															

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Signature

Typed or printed name

Matias Ferrario; Reg. No. 51,082

Date

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PTO/SB/81 (06-04)

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	09/756,590
Filing Date	January 8, 2001
First Named Inventor	Stewart Jurgensen
Title	Method of Separating Cells from a Sample
Art Unit	1639
Examiner Name	Tran, M
Attorney Docket Number	0709.026.0002

I hereby appoint:

Practitioners associated with the Customer Number:

46851

OR

Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

The address associated with the above-mentioned Customer Number:

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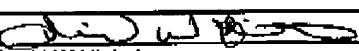
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I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Signature		Date	Sept. 27, 2004
Name	David W Hight	Telephone	201-847-5317
Title and Company	Vice President and Chief IP Counsel, Becton, Dickinson and Company		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

\*Total of \_\_\_\_\_ forms are submitted.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Stewart R. Jumensen et al.Application No./Patent No: 09/758,590 Filed/Issue Date: January 8, 2001Entitled: Method of Separating Cells from a SampleAssignee: Becton Dickinson and Company, a Corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or2.  an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 011859, Frame 0054, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

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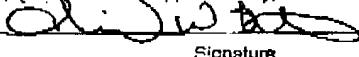
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[ ] Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
 Signature \_\_\_\_\_ Date August 7, 2004  
David W. Hight \_\_\_\_\_ Date 201-847-5317  
 Printed or Typed Name Telephone Number  
Assistant Secretary  
 Title

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